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TRANSMITTAL  
FORM

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Total Number of Pages in This Submission

Application Number

10/565,029

Filing Date

January 18, 2006

First Named Inventor

John ROSE

Art Unit

Examiner Name

Attorney Docket Number

10557/324491

## ENCLOSURES (check all that apply)

☐ Fee Transmittal Form☐ Fee Attached☐ Amendment / Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☒ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Reply to Missing Parts/  
Incomplete Application☐ Reply to Missing Parts  
under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a  
Provisional Application☐ Power of Attorney, Revocation  
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) \_\_\_\_\_☐ Landscape Table on CD☐ After Allowance Communication to TC☐ Appeal Communication to Board  
of Appeals and Interferences☐ Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s)  
(please identify below):

1. Form PTO/SB/08 (03 sheets)

2. 20 publications

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm

Kilpatrick Stockton LLP

Signature

Printed Name

Elena S. Polovnikova, Ph.D., Patent Agent

Date

May 20, 2007

Reg.  
No.

52,130

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5/30/07

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APPLICANT: John ROSE  
SERIAL NO.: 10/565,029 Group Art Unit:  
FILED: January 18, 2006 EXAMINER:  
FOR: HIGH STRENGTH BIORESORBABLE CO-POLYMERS

ATTORNEY DOCKET NO. 10557/324491

DATE: 5/30/07

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with Rules 56, 97 and 98 of the Rules of Practice in Patent Cases (37 C.F.R. §§ 1.56, 1.97, and 1.98), the publications listed on the modified Form PTO/SB/08 are cited for consideration by the Examiner.

Submission of the references provided in this Information Disclosure is not intended to constitute an admission that any reference referred to herein is prior art for this invention unless specially designated as such. Also, in accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

This Information Disclosure Statement is being filed pursuant to 37 C.F.R. 1.97(b), before issuance of a first Office action on the merits. Applicant believes that no fee is due for

submission and consideration of this paper. The Commissioner is authorized to charge any fees associated with this filing or credit any overpayment to Deposit Account No. 11-0855.

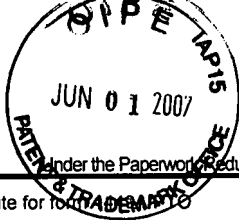
Respectfully submitted,



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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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Sheet

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**Complete if Known**

Application Number	10/565,029
Filing Date	January 18, 2005
First Named Inventor	John ROSE
Group Art Unit	
Examiner Name	
Attorney Docket Number	39262/324491

**U.S. PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-4,438,253	03/1984	Casey, et al.	
		US-4,950,258	08/21/1990	Kawai, et al.	
		US-4,990,161	02/1991	Kampner	
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		US-2005-0107886 A1	05/19/2005	Crabtree, et al.	
		US-6,908,466 B1	06/21/2005	Bonutti, et al.	

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Application Number	10/565,029
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First Named Inventor	John ROSE
Group Art Unit	
Examiner Name	
Attorney Docket Number	39262/324491

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				
		DE 42 20 216 C1	01/13/1994	Germany		Abstract
		EP 0751165 A				
		EP 0 711 534 A1	05/15/1996	Europe		Abstract
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		WO 03/064531 A1	08/07/2003	Smith & Nephew, Inc.		

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Group Art Unit	
Examiner Name	
Attorney Docket Number	39262/324491

**OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Pitto, et al., "Comparison of fixation of the femoral component without cement and fixation with use of a bone-vacuum cementing technique for the prevention of fat embolism during total hip arthroplasty," <i>J. Bone Joint Surg.</i> , 81-A(6):831-843 (1999)	
		Tagil, "Thesis - The morselized and impacted bone graft animal experiments on proteins, impaction and load," <i>Acta Orthop. Scand. Suppl.</i> , 290:1-40 (2000)	
		Temenoff and Mikos, "Injectable biodegradable materials for orthopedic tissue engineering," <i>Biomaterials</i> , 21:2405-2412 (2000)	
		J. West, J. Hubbell, 'Bioactive Polymers, Synthetic biodegradable polymer scaffolds,' Chapter 5, pp. 83-95, Anthony Atala and David J. Mooney, Editors; Joseph P. Vacanti and Robert Langer, Associate Editors, Birkhauser (1997)	
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Considered

<sup>1</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.